
By: **Senator Giannetti**

Introduced and read first time: January 31, 2003

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure - Counterfeiting, Forgery, and Credit Card Offenses -**
3 **Concurrent Jurisdiction of Trial Courts**

4 FOR the purpose of providing that the District Court has jurisdiction that is
5 concurrent with a circuit court in criminal cases involving counterfeiting,
6 forgery, and certain credit card crimes under certain circumstances; and
7 generally relating to the criminal jurisdiction of the District Court and circuit
8 courts.

9 BY repealing and reenacting, with amendments,
10 Article - Courts and Judicial Proceedings
11 Section 4-301(b)(8), (17), and (18) and 4-302(a) and (d)(1)
12 Annotated Code of Maryland
13 (2002 Replacement Volume)

14 BY adding to
15 Article - Courts and Judicial Proceedings
16 Section 4-301(b)(19)
17 Annotated Code of Maryland
18 (2002 Replacement Volume)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article - Courts and Judicial Proceedings**

22 4-301.

23 (b) Except as provided in § 4-302 of this subtitle, the District Court also has
24 exclusive original jurisdiction in a criminal case in which a person at least 18 years
25 old or a corporation is charged with:

26 (8) [Violation of §§ 8-601 through 8-604 of the Criminal Law Article]
27 FORGERY OR VIOLATION OF TITLE 8, SUBTITLE 6 OF THE CRIMINAL LAW ARTICLE,
28 WHETHER A FELONY OR MISDEMEANOR;

1 (17) Violation of § 20-102 of the Transportation Article, whether a felony
2 or misdemeanor; [or]

3 (18) Violation of § 8-801 of the Criminal Law Article; OR

4 (19) VIOLATION OF TITLE 8, SUBTITLE 2, PART II OF THE CRIMINAL LAW
5 ARTICLE.

6 4-302.

7 (a) Except as provided in § 4-301(b)(2), (6), (7), (8), (9), (10), (11), (12), (13),
8 (14), (15), (16), (17), [and] (18), AND (19) of this subtitle, the District Court does not
9 have jurisdiction to try a criminal case charging the commission of a felony.

10 (d) (1) Except as provided in paragraph (2) of this subsection, the
11 jurisdiction of the District Court is concurrent with that of the circuit court in a
12 criminal case:

13 (i) In which the penalty may be confinement for 3 years or more or
14 a fine of \$2,500 or more; or

15 (ii) Which is a felony, as provided in § 4-301(b)(2), (6), (7), (8), (9),
16 (10), (11), (12), (13), (14), (15), (16), (17), [and] (18), AND (19) of this subtitle.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
18 effect October 1, 2003.